IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Jang Seo KEE

Serial No.: 09/656,025

Filed: September 6, 2000

Confirmation No.: 9405

Group Art Unit: 2681

Examiner: Temica M. DAVIS

Customer No.: 34610

For: BACKUP METHOD FOR USER DATA IN MOBILE TERMINAL

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

U.S. Patent and Trademark Office 220 20th Street S. Customer Window, **Mail Stop Appeal Brief-Patents** Crystal Plaza Two, Lobby, Room 1B03 Arlington, Virginia 22202

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 10, 2004, of the Primary Examiner finally rejecting claims 1-4 and 6-44.

Appeal Fee 340.00 and a Two-Month Extension of Time 430.00.

Check No. 12972 in the amount of \$770.00 is enclosed. The Commissioner is authorized to charge any deficiencies or credit any overpayment to Deposit Account No. 16-0607.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

10/13/2004 JBALINAN 00000018 09656025

01 FC:1401

340.00 OP

Respectfully submitted, FLESHNER & KIM, LLP

Daniel Y.J. Kim

Registration No. 36,186

Samuel W. Ntiros

Registration No. 39,318

P.O. Box 221200 Chantilly, VA 20153-1200 703 766-3701 DYK/SWN:dac **Date: October 12, 2004**